



Clean Harbors Environmental Services, Inc.
2247 South Highway 71
Kimball, Nebraska 69145
308.235.4012
www.cleanharbors.com

AWMD / WEMM
APR 24 2014
RECEIVED

Sent via FedEx

April 22, 2014

Mr. Michael W. Tucker
U.S. Environmental Protection Agency, Region VII
ENSV/EFCB
300 Minnesota Avenue
Kansas City, KS 66101

Re: April 8th – April 10th, 2014 EPA Inspection
EPA ID Number: NED981723513

Dear Mr. Tucker;

The purpose of this letter is to respond to the Notice of Violation dated April 10, 2014 (see Attachment One). Those violations are listed below followed by the Clean Harbors Environmental Services, Inc. (CHESI) response.

Violation 1 – T-128, Ch. 10, 005.01B – Failure to identify contents of satellite accumulation container (Area 20 Metal Box).

CHESI Response: Action to correct the identification of the satellite accumulation container was taken during the EPA inspection. A proper label was added to the equipment. Please see Attachment 2, Figure 1.

Violation 2 – Permit Condition III.D. – Satellite Accumulation Container not in good condition (Area 20 Metal Box).

CHESI Response: Action to correct the condition of the satellite accumulation container was taken during the EPA inspection. A tarp was added to the container and remains in place whenever the equipment is not in use. Please see Attachment 2, Figure 2.

Violation 3 – Permit Condition III.F.1. – Failure to close storage container (Area 85 roll-off and Area 20 Metal Box).

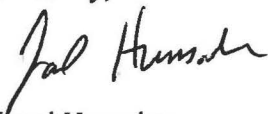
CHESI Response: Action to close the containers was taken during the EPA inspection. A new tarp was affixed to the Area 85 container. A tarp was added to the Area 20 metal box and remains in place whenever the equipment is not in use. Please see Attachment 2, Figure 2 and Figure 3.

Violation 4 – Permit Condition IV.K.1. – Missing tags at Area 50E and Area 45 TOU.

CHESI Response: Upon closer inspection of the piece of equipment that appeared to have missing tags in Area 50E, the equipment was appropriately identified with tags on the south side of the equipment. This was not visible from the northern vantage point seen during the inspection. However, orange paint was also added to the appropriate equipment in Area 50E. Please see Attachment 2, Figure 4. Orange paint has also been added to Area 45 (TOU) to clearly identify Subpart BB points. Please see Attachment 2, Figures 5 and 6. We respectfully request this alleged violation be rescinded.

Should you have any questions please feel free to contact the CHESI Compliance Manager, Jessica Grow, at 308-235-8260 or by email at grow.jessica@cleanharbors.com.

Sincerely,



Jared Hunsaker
Facility General Manager
hunsakerj@cleanharbors.com

Attachment 1

Copy of Notice of Violation Pursuant to Requirements of the Resource
Conservation and Recovery Act (RCRA)

Notice of Violation Pursuant to Requirements
of the Resource Conservation and Recovery Act (RCRA)

TO: Facility Name: Clean Harbors Environmental Services, Inc.
Address: 2247 S. Highway 71
Kimball, Nebraska 69145
EPA ID Number: NED98723513 Date: April 10, 2014

This notice is provided to call your attention to the following areas of noncompliance with state and federal regulations. This notice does not constitute a compliance order (Administrative Civil Complaint) pursuant to Section 3008 of RCRA and may not be a complete listing of all violations resulting from the inspection.

<u>Citation</u>	<u>Description of Violation</u>
1). T-128, Ch. 10, 005.01B	Failure to identify contents of satellite accumulation container (Area 20 metal Box).
2). Permit Condition III. D.	Satellite Accumulation Container not in good condition (Area 20 metal Box).
3). Permit Condition III. F. I.	Failure to close storage container (Area 85 roll-off and Area 20 metal Box)
4). Permit Condition IV. K. I.	Missing Tags at Area 50E and Area 45 TOW.

You are requested to submit a written response within 14 calendar days of receipt of this notice. Your response should include a description of all corrective actions taken and/or a schedule for completing the necessary corrective actions. The response should be submitted to:

U. S. Environmental Protection Agency, Region VII
ENSU/EFCB
300 Minnesota Avenue
Kansas City, Kansas 66101
ATTN: Michael Tucker

If you have any questions about this Notice or wish to discuss your response, you may call me at 913-551-7475, or Edwin Buckner (Compliance Officer) at 913-551-7621.

This Notice prepared by Michael W. Tucker Date: April 10, 2014

The undersigned person acknowledges that he/she has received a copy of this Notice and has read same.

Printed Name: Jessica Crow Date: 4-10-14
Signature: Jessica Crow
Title: Compliance Manager

Attachment 2

Figures

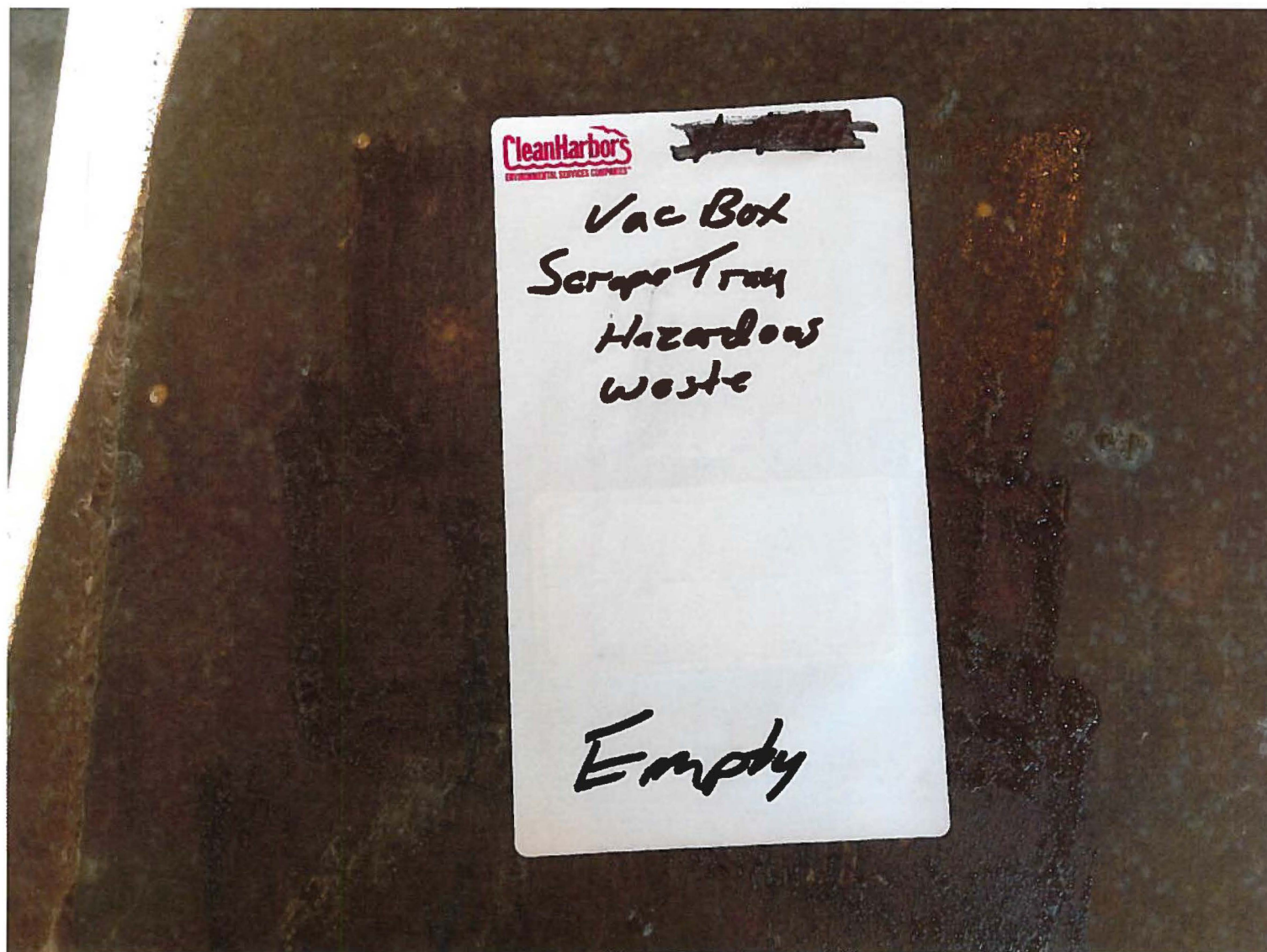


Figure 1: Satellite Accumulation Container Label Area 20

"People and Technology Creating a Better Environment"



Figure 2: Closed Satellite Accumulation Container Area 20

“People and Technology Creating a Better Environment”



Figure 3: Closed Container (Area 85)

"People and Technology Creating a Better Environment"



Figure 4: Area 50E Robbe Rollers Subpart BB Tags

"People and Technology Creating a Better Environment"



Figure 5: West Area 45 TOU Subpart BB Tags

"People and Technology Creating a Better Environment"



Figure 6: East Area 45 TOU Subpart BB Tags

"People and Technology Creating a Better Environment"